# Virginia Department of State Police



Colonel W. Steven Flaherty
Superintendent



#### Reference Previous Commission Mtg:

Code of VA 22.1-3.1

Birth Certificate required upon admission; required notice to local law-enforcement agency.



VSP Mission: To function independently, yet in support of, other law enforcement and criminal justice agencies. To enforce the traffic and criminal codes of the Commonwealth.



### **U.S. Immigration & Nationality Act**

Residential status is federal, civil offense.

 Only U.S. Bureau of Immigration & Customs Enforcement (ICE) can deport individuals.



#### Code of VA 19.2-81.6:

Authority of law-enforcement officers to arrest illegal aliens.

Allows illegal alien to be detained by VA law enforcement until ICE takes custody.



#### Code of VA 19.2-81.6 Provisions:

- 1. Individual committed/committing crime.
- 2. ICE confirms individual is in U.S. illegally.
- 3. Individual previously convicted felon.
- Back in U.S. after previously being deported or leaving U.S.



Code of VA 19.2-294.2: Procedure when aliens convicted of certain felonies; duties of probation & parole officer.

VSP CCRE (Central Criminal Records Exchange) collects & transmits records to ICE.



### Code of VA 19.2-294.2:

• VSP sends average of 3,800 reports bimonthly to ICE.

• To date in 2007 = 37,307 records submitted to ICE.



### ICE 287(g) Program – U.S. Immigration & National Act

- Open to local & state law enforcement
- Memorandum of Understanding (MOU)
- 5-week training program
- Approx. 40 local & state law enforcement agencies currently participating (Including AL, FL)



#### VSP and ICE 287(g) Program:

- 2004 to train select personnel.
- "Deputize" only VSP members of multijurisdictional task forces...gang, drugs, & counter-terrorism.

Go after most violent illegal predators.



#### VSP and ICE 287(g) Program:

- Does allow "deputized" member to detain and do paperwork for illegal immigrant.
- "Deputized" member must still turn over illegal immigrant to ICE for custody & deportation.





# VSP Statewide Contacts: (March 1, 2007 - November 30, 2007)



- 105 reported VSP contacts statewide with 385 illegal immigrants.
- 329 of 385 charged with state and federal offenses.
- ICE detained 305 of the 329.



#### What VSP is doing:

 Provide back up & investigative assistance to ICE in Harrisonburg & Roanoke.

 VSP & ICE interstate criminal interdiction partnerships to be expanded to NOVA.



VSP contacted ICE 9 times in October 2007...

- 4 instances...ICE responded with agents
- 4 instances...ICE assisting with investigation
- 1 instance...ICE unavailable



#### ICE responds to VSP incidents (Oct. 2007):

City of Portsmouth

Prince William County

Fauquier County

Greensville County



#### ICE <u>assists</u> with VSP incidents (Oct. 2007):

Hampton Roads

Shenandoah County

Frederick County

Prince George County



#### ICE <u>unavailable</u> for VSP incident (Oct. 2007):

Henrico County









#### What VSP Is doing:

- NOVA Gang Task Force...investigated and referred 444 cases involving undocumented immigrants to ICE. (July 2003-Present)
- Task Force = 15 federal, state & local law enforcement agencies (including ICE)



#### What VSP Is doing:

 VSP Chesapeake Gang Unit investigator partnered with ICE Agent.

• November 2007 = 10 cases involving undocumented immigrants in...

Chesapeake Hampton

Virginia Beach Norfolk

**Newport News** 



#### What VSP is doing:

- VA Fusion Center statewide gang intel sharing with ICE
- VSP Criminal Intelligence Division (CID) investigative leads to ICE on critical infrastructure sites and threats.

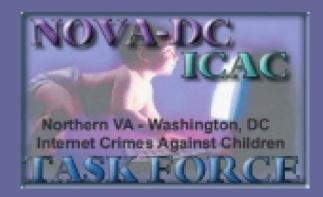


#### What VSP is doing:

 VSP aiding ICE in DMV database access for photo capabilities

VSP & ICE NOVA-DC Internet Crimes

Against Children (ICAC)





#### What VSP is doing:

- Send SOR\* updates to ICE on convicted sex offenders.
- Since October...ICE has apprehended 12.
- ICE seeking 4 more this week.

SOR = Virginia Sex Offender & Crimes Against Minors Registry



#### What VSP Is doing:

Survival Spanish Training

Survival Spanish Reference Guide

Minority Recruitment





#### What VSP Is doing:

- Safe Driving Practices Video (In partnership with Hispanic Chamber of Commerce)
- Community Presentations & Safety Talks = VSP Conducted 3,314 Safety/Community Talks to 239,000+ Virginians in 2006.



### What VSP Is doing:

• Media Outreach: PSA's, Press Releases, Interviews, Trooper Live Q-and-A







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